

March 27, 1973

replaced with the word "registered". All persons must be registered voters to vote in school elections. Now this whole bill only makes it legal to carry out legal elections at Westside School, and we insert "statewide" before "primary". School elections are a part of the statewide primary and then we strike the "held for nominations candidates for state and county office" language has been stricken. The word "statewide" inserted before "primary" means the same. Now, "two weeks" has been stricken and replaced "not less than seventy days". The holding of a caucus two weeks prior to election creates many problems. Notice of election by statute must appear in the newspaper forty days prior to election. The notice is to list the names of all candidates. Filing deadline for all candidates is sixty days prior to the statewide primary and a caucus needs to be held seventy days prior to statewide primary so that there can be ten days time limit for accepting and rejecting the nominations and at the caucus...making the caucus deadline sixty days prior to election. Now, absent and disabled ballots should be ready for delivery not less than thirty days...thirty-five days prior to election. The election commission is unable to give proper notice of this election, name the candidates, and making deliver absent and disabled ballots as required by law, that is, with two weeks he can't do it. He has to have seventy days. When the caucus is held two weeks prior to the election, this means ballots cannot be ready until twelve or thirteen days prior to election and the election commissioner can be charged with misconduct of an election. When the caucus is held two weeks prior to the election, there were no regulations for publishing notices of the caucus. There were no provisions for notifying the candidates of their nomination. There were no provisions for accepting the nomination. So this amendment for this particular statute calls for the governing board to give notice of the caucus in at least one newspaper of general circulation within the district, once each week for two consecutive weeks. The notice will have to state the date, time, place, names of incumbent Board members, whose terms are to be filled. It sets out a time limit for notifying those nominated and a time limit for acceptance, for rejection of the nomination to caucus. These amendments are needed, as I say again, to put this Class 3 district, school district, which is Westside, on the same bases as other school districts permitted to caucus for school board candidates and to make the election of the Westside school district to conform to election procedures. Now, this is just merely a housekeeping bill. I might quote on a statute, 17-601-01 which gave you some idea. It says, some caucus shall be held at least...such caucus shall be held, at least, ten days before the filing deadline. Published notice of such caucus in at least one newspaper in general circulation in the county at least once each week for two consecutive weeks before such caucus. That's impossible. So, it is just merely a housekeeping bill and I ask that LB 435 be advanced from General File to E & R for Initial.

PRESIDENT: Any further discussion of LB 435. Senator Epke, did you wish to be recognized? The question then is shall LB 435 as amended be advanced from General File to E & R Initial. All those in favor vote aye. All those opposed vote no. Voting on the advancement of LB 435. That still requires 25 votes, even in the afternoon. Have you all voted? The clerk will record.

CLERK: 26 ayes, 0 nays, Mr. President, on the motion to advance.

PRESIDENT: The bill is advanced. That brings up, then, LB 483.

CLERK: Read title. LB 483.

(End of Belt #14)